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Date: January 6, 2010 Name: Andrew D. Stover, Reg. No. 38,629 Signature: /Andrew D. Stover/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Grychowski, et al.

Appln. No.: 10/774,751

Filed: February 9, 2004

For: VENTILATOR CIRCUIT AND METHOD
FOR THE USE THEREOF

Examiner: Patel, Nihir B.

Art Unit: 3772

Conf. No.: 6148

Attorney Docket No.: 6298-449

REMARKS ABOUT PATENT TERM ADJUSTMENT

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants agree with the conclusion that the patent term adjustment for this application is 0 days. Applicants note that the USPTO attributed 59 days of delay to a February 8, 2008 filing of an Information Disclosure Statement, notwithstanding that Applicants submitted a statement under 37 CFR 1.704(d). Upon further review, it appears that Applicants made the statement under 37 CFR 1.704(d) inadvertently, and that the statement was not properly supported, as further indicated by Applicants' authorization to pay a processing fee for the Third Supplemental Information Disclosure Statement. Accordingly, Applicants agree with the calculation of Applicants' delay made by the USPTO. Any questions about these remarks should be directed to the undersigned attorney.

Respectfully submitted,

/Andrew D. Stover/

Andrew D. Stover
Attorney Reg. No. 38,629
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
CUSTOMER NO. 00757
Telephone: 312.321.4200
Facsimile: 312.321.4299